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2
3 BILL NO. Z-75-12- 45

4 ZONING MAP ORDINANCE NO. Z- 11-76

5 AN ORDINANCE amending the City of Fort Wayne
6 Zoning Map No. D5

7 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
8 WAYNE, INDIANA:

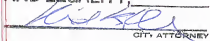
9 SECTION 1. That the area described as follows is hereby designated
10 a B3B District under the terms of Chapter 36, Municipal Code of the City of Fort
11 Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amend-
12 ments thereof; and the symbols of the City of Fort Wayne Zoning Map No. D 5
13 referred to therein, established by Section 9, Article III of said Chapter as
14 amended, is hereby changed accordingly, to-wit:

15
16 Lot # 4 in Lakeside Center Addition,
17 Allen County, Indiana

18 SECTION 2. This Ordinance shall be in full force and effect from
19 and after its passage and approval by the Mayor.

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22 Councilman
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APPROVED AS TO FORM
AND LEGALITY,


CITY ATTORNEY

Read the first time in full and on motion by Nuckols, seconded by Hinga, and duly adopted; read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197____, at _____ o'clock P.M., E.S.T.

Date: 12-23-75

Chuck W. Tuttleman
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, placed on its passage. Passed (~~lost~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT
TOTAL VOTES	<u>9</u>	<u>0</u>			
BURNS	✓				
HINGA	✓				
HUNTER	✓				
MOSES	✓				
NUCKOLS	✓				
SCHMIDT, D.	✓				
SCHMIDT, V.	✓				
STIER	✓				
TALARICO	✓				

DATE: 8-24-76

Chuck W. Tuttleman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (~~General~~) (Annexation) (~~Special~~) (Appropriation) Ordinance (~~Resolution~~) No. 3-11-76 on the 24th day of August, 1976.

ATTEST:

(SEAL)

Chuck W. Tuttleman
CITY CLERK

James Stier
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of August, 1976, at the hour of 10:30 o'clock _____ M., E.S.T.

Chuck W. Tuttleman
CITY CLERK

Approved and signed by me this 25th day of August, 1976, at the hour of 2:30 o'clock _____ P. M., E.S.T.

Robert E. Armstrong
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on December 23, 1975, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-75-12-45; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

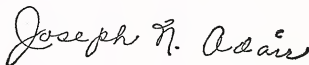
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on March 15, 1976;

NOW THEREFORE BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 22, 1976.

Certified and signed this
16th day of August, 1976.



Joseph N. Adair
Secretary

Bill No. Z-75-12-45

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending the City of Fort Wayne Zoning Map No. D5

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance DO PASS.

John Nuckols - Chairman

Paul M. Burns - Vice-Chairman

Vivian G. Schmidt

Winfield C. Moses, Jr.

Donald J. Schmidt

824-76
DATE 8-24-76 CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

RECEIPT

GENERAL FUND

No 043

FT. WAYNE, IND.

RECEIVED FROM

THE SUM OF

ON ACCOUNT OF

Dec 3 75 19

Don Roberts

\$ 50.00

Fifty dollars

DOLLARS

Paying - Lot #4

Cable Side Center

Ivan Chikostin

AUTHORIZED SIGNATURE



2-75-12-48

TO: COMMON COUNCIL OF THE

Date Filed December 2, 1975

CITY OF FORT WAYNE, INDIANA

Intended Use Racquetball ClubI/We Court Rooms of America

(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an R-3 District to a/an B-3-B District the property described as follows:

Lot #4 in Lakeside Center Addition, Allen County, Indiana

(Legal Description)

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

Hagerman Realty Corp. Fort Wayne, Indiana

[Signature]

(Name)

(Address)

(Signature)

Legal Description Checked By: _____

(City Engineer)

NOTE FOLLOWING RULES:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the Office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for that meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of ordinances must be made in writing prior to the Plan Commission's vote on the ordinance.

Name and address of preparer, attorney or agent:

Daniel Roberts
(Name)

4646 U. S. 24 West
(Address)

219-743-3384
(Telephone Number)

City Plan Commission, City-County Building, Room 800, One Main Street,
Fort Wayne, Indiana 46802 Telephone Number 423-7571



August 11, 1976

Mr. Gary F. Baeten
Land Use Administrator
Community Development and Planning
Division of Long Range Planning
and Zoning
The City of Fort Wayne
Fort Wayne, Indiana

Re: Bill No. Z-75-12-45
From "R3" to "B3B"

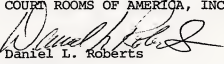
Dear Mr. Baeten:

Pursuant to your regular City Plan Commission meeting held March 22, 1976 concerning the rezoning of Lot Number 4 in Lakeside Office Center, the Court Rooms of America, Inc. does hereby agree to restrict the use of the aforementioned property to recreational uses only.

However, the property owner does reserve the right to appear before the City Plan Commission at a later date to request said commission to consider alternative uses for the property should the need arise.

Sincerely,

COURT ROOMS OF AMERICA, INC.


Daniel L. Roberts
President

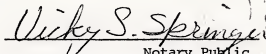
STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned Notary Public in and for said County and State aforesaid, this 11th day of August, 1976, personally appeared the above named Court Rooms of America, Inc., by Daniel L. Roberts, its President, to me known to be such officer of said corporation.

Witness my hand and Official Seal.

My Commission expires:

October 26 1979


Notary Public

CLUB ADDRESS: 1404 KERRWAY COURT • FORT WAYNE, INDIANA 46805 • PHONE: 219/743-4350
BUSINESS ADDRESS: 4646 U.S. HIGHWAY 24 WEST • FORT WAYNE, INDIANA 46804 • PHONE: 219/432-8551

DIGEST SHEET

TITLE OF ORDINANCE Zoning Map Amendment Ordinance

3-75-12-45

DEPARTMENT REQUESTING ORDINANCE CITY PLAN COMMISSION

SYNOPSIS OF ORDINANCE Petitioners are requesting the rezoning of the
following property: Lot # 4 in Lakeside Center Addition, generally
located at the terminus of Kerrway Court, which extends south from Lake
Avenue.

From "R3" to "B3B"

EFFECT OF PASSAGE Property is presently zoned "R3" - Multiple Family
Residential. Petitioners are requesting a "B3B" District - General Business.

EFFECT OF NON-PASSAGE Property would remain an "R3" District

MONEY INVOLVED (Direct Costs, Expenditures, Savings) none

ASSIGNED TO COMMITTEE (J.N.) Regulation 116



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

August 30, 1976

Miss Helen Libbing
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Miss Libbing:

Please give the attached full coverage on the dates September 1 and September 8, 1976, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for the Common Council
of Fort Wayne, Indiana

Bill No. Z-75-12-45
Zoning Map Ordinance No. Z-11-76

Bill No. G-76-07-16
Zoning Map Ordinance No. G-25-76

Bill No. G-76-08-03
General Ordinance No. G-26-76

Please send us five (5) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman
City Clerk

CWW/ne
ENCL: 3

Common Council of Fort Wayne
(Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

1

78

1

80

COMPUTATION OF CHARGES

80 lines, 1 columns wide equals 80 equivalent lines at .259¢ cents per line

20.72

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

1.50

Charge for extra proofs of publication (50 cents for each proof in excess of two)

22.22

TOTAL AMOUNT OF CLAIM

DATA FOR COMPUTING COST

Width of single column 11 cms

Size of type 5 1/2 point

Size of quad upon which type is cast 5 1/2

of insertions 2

Division and penalties of Ch. 89, Acts 1967,

at the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just part of the same has been paid.

V. E. Gerken

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times 52, the dates of publication being as follows:

9/1-8/76

Subscribed and sworn to before me this 8th day of September 1976

V. E. Gerken

Notary Public

My commission expires September 28, 1979

LEGAL NOTICE

Notice is hereby given that on the 24th day of August, 1976, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. Z-75-12-45 Z-11-76 Zoning Map Ordinance, to-wit:

BILL NO. Z-75-12-45
ZONING MAP
ORDINANCE NO. Z-11-76
AN ORDINANCE amending the City of Fort Wayne Zoning Map, No. 05
IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:
SECTION 1. That the area described as follows is hereby designated a B3B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, I.R.A. as amended by General Ordinance No. 2836 and amendments thereto; and the symbols of the City of Fort Wayne Zoning Map No. D-5 referred

to therein, established by Section 9, Article III of said Chapter as amended, is hereby changed accordingly, to-wit:

Lot No. 4 in Lakeside Center Addition, Allen County, Indiana
SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.John Nuckols, Councilman
Read the third time full and on motion by Nuckols, seconded by Hinga, and duly adopted, placed on its passage. Passed by the following vote:Ayes: Nine, Burns, Hinga, Hunter, Moses, Nuckols, D. Schmidt, V. Schmidt, Siler, Talalico
Nays: NoneDate: 8-26-76
Charles W. Westerman, City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-11-76 on the 24th day of August, 1976.ATTEST: SEAL
Charles W. Westerman, City Clerk
James S. Siler, Presiding Officer
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 24th day of August, 1976, at the hour of 10:30 o'clock A.M., E.S.T.
Charles W. Westerman, City Clerk
Approved and signed by me this 25th day of August, 1976, at the hour of 2:30 o'clock P.M., E.S.T.
Robert E. Armstrong, Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Map Ordinance No. Z-11-76 passed by the Common Council on the 24th day of August, 1976, and that said Ordinance was duly signed and approved by the Mayor on the 25th day of August, 1976, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 27th day of August, 1976.

SEAL
Charles W. Westerman, City Clerk

Common Council of Fort Wayne
(Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

80 lines, 1 columns wide equals 80 equivalent lines at .259¢ cents per line

\$ 20.72

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

1.50

Charge for extra proofs of publication (50 cents for each proof in excess of two)

22.22

TOTAL AMOUNT OF CLAIM

\$ 22.22

DATA FOR COMPUTING COST

Width of single column 9.9 lines

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date September 8, 1976

Title Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned V.E. GERKEN who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

9/1-8/76

Subscribed and sworn to before me this 8th day of September 1976

Notary Public

My commission expires September 28, 1979

H COPY OF
EMENT HERE

10-10-100
NOTARY PUBLIC
V.E. GERKEN
ALLEN COUNTY, INDIANA
AUGUST 1976
ATTEST: SEAL
Charles W. Westerman, City Clerk
James S. Stier, Presiding Officer
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of August, 1976, at the hour of 10:30 o'clock A.M., E.S.T.
Charles W. Westerman, City Clerk
Approved and signed by me this 25th day of August, 1976, at the hour of 2:30 o'clock P.M., E.S.T.
Robert E. Armstrong, Mayor
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Map Ordinance No. 2-11-76 passed by the Common Council on the 24th day of August, 1976, and that said Ordinance was duly signed and approved by the Mayor on the 25th day of August, 1976, and now remains on file and on record in my office.
WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 27th day of August, 1976.
SEAL
Charles W. Westerman, City Clerk

Common Council of Fort Wayne
(Governmental Unit)

To: JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

80 lines, 1 columns wide equals 80 equivalent lines at .259¢
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

DATA FOR COMPUTING COST

Width of single column 9.9
lines

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

LEGAL NOTICE

Notice is hereby given that on the 24th day of August, 1976, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. Z-11-76 Z-11-76 Zoning Map Ordinance, to-wit:

BILL NO. Z-11-76
ZONING MAP
ORDINANCE NO. Z-11-76
AN ORDINANCE amending the City of Fort Wayne Zoning Map, No. D5, as amended by the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereto; and the symbols of the City of Fort Wayne Zoning Map No. D5 as referred to therein, established by Section V, Article III of said Chapter as amended, is hereby changed accordingly, to-wit:

Lot No. 4 in Lakeside Center Addition, Allen County, Indiana

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

John Nuckols, Councilman
Read the third time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Nine, Burns, Hinga, Hunter, Moses, Nuckols, Schmidt, V. Schmidt, Stier, Talarico
Nays: None
Date: 8-24-76

Charles W. Westerman, City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-11-76 on the 24th day of August, 1976.

SEAL
Charles W. Westerman, City Clerk
James S. Stier, Presiding Officer
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of August, 1976, at the hour of 10:30 o'clock A.M., E.S.T.

Charles W. Westerman, City Clerk
Approved and signed by me this 25th day of August, 1976, at the hour of 2:30 o'clock P.M., E.S.T.

Robert E. Armsstrong, Mayor
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Map Ordinance No. Z-11-76 passed by the Common Council on the 24th day of August, 1976, and that said Ordinance was duly signed and approved by the Mayor on the 25th day of August, 1976, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 27th day of August, 1976.

SEAL
Charles W. Westerman, City Clerk
9-1-8

provision and penalties of Ch. 89, Acts 1967,

that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just part of the same has been paid.

8-19-76

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

9/1-8/76

Subscribed and sworn to before me this 8th day of September 1976

Notary Public

My commission expires September 28, 1979

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE

Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines _____

Head number of lines _____ 1

Body number of lines _____ 78

Tail number of lines _____ 1

Total number of lines in notice _____ 80

COMPUTATION OF CHARGES

80 lines, 1 columns wide equals 80 equivalent lines at .259¢ _____
cents per line _____ \$ 20.72

Additional charge for notices containing rule or tabular work (50 per cent of above amount) _____

Charge for extra proofs of publication (50 cents for each proof in excess of two) _____ 1.50

TOTAL AMOUNT OF CLAIM _____ \$ 22.22

DATA FOR COMPUTING COST

Width of single column 9.9 items Size of type 5½ point

Number of insertions 2 Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla Dewald

Date September 8, 1976

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } as:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

9/7-8/76

Subscribed and sworn to before me this 8th day of September 1976
Arvilla Dewald
Notary Public

My commission expires September 28, 1979

2H COPY OF
SEMENT HERE

FOR
SOL

Charles W. Westerman, City Clerk
James S. Siler, Presiding Officer
Presented by me to the Mayor of
the City of Fort Wayne, Indiana, on
the 25th day of August, 1976, at the
hour of 10:30 o'clock A.M., E.S.T.
Charles W. Westerman, City Clerk
Approved and signed by me this
25th day of August, 1976, at the hour
of 2:30 o'clock P.M., E.S.T.

Robert E. Armstrong, Mayor
of the City of Fort Wayne, Indiana, do
hereby certify that the above and
foregoing is a full, true and complete
copy of Zoning Map Ordinance No. Z-
11-76 passed by the Common Council
on the 24th day of August, 1976, and
that said Ordinance was duly signed
and approved by the Mayor on the
25th day of August, 1976, and now re-
mains on file and on record in my of-
fice.

WITNESS my hand, and the official
seal of the City of Fort Wayne, In-
diana, this 27th day of August, 1976.

SEAL
Charles W. Westerman, City Clerk

